



COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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ALHAMBRA, CALIFORNIA 91803-1331
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GAIL FARBER, Director

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

April 19, 2011

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Dear Supervisors:

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

#47 APRIL 19, 2011

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

**QUITCLAIM OF EASEMENT
FROM THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT
TO IGNACIO GOMEZ GUTIERREZ JR.,
TRUSTEE OF THE GUTIERREZ FAMILY TRUST
SANTA ANITA WASH - PARCEL 46EXE
IN THE CITY OF MONROVIA
(SUPERVISORIAL DISTRICT 5)
(3 VOTES)**

SUBJECT

This action will allow the Los Angeles County Flood Control District to quitclaim an easement to the underlying fee owner along a portion of Santa Anita Wash in the City of Monrovia.

IT IS RECOMMENDED THAT YOUR BOARD ACTING AS THE GOVERNING BODY OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT:

1. Find that this project is categorically exempt from the provisions of the California Environmental Quality Act.
2. Find that an easement for flood control purposes in Santa Anita Wash, Parcel 46EXE, in the City of Monrovia, is no longer required for the purposes of the Los Angeles County Flood Control District.
3. Approve the quitclaim of easement from the Los Angeles County Flood Control District to the underlying fee owner, Ignacio Gomez Gutierrez Jr., Trustee of the Gutierrez Family Trust, for \$1,500.

4. Instruct the Mayor, Board of Supervisors of the Los Angeles County Flood Control District, to sign the Quitclaim of Easement document and authorize delivery to Ignacio Gomez Gutierrez Jr., Trustee of the Gutierrez Family Trust.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended actions is to obtain approval from your Board, acting as the governing body of the Los Angeles County Flood Control District (LACFCD), to allow the LACFCD to quitclaim its easement along a portion of Santa Anita Wash, Parcel 46EXE, located in the City of Monrovia, to the underlying fee owner, Ignacio Gomez Gutierrez Jr., Trustee of the Gutierrez Family Trust. The LACFCD acquired an easement for flood control purposes along Santa Anita Wash. Construction of the Santa Anita Wash has been completed. The subject parcel is no longer required for the purposes of the LACFCD.

Implementation of Strategic Plan Goals

This Countywide Strategic Plan directs the provision of Operational Effectiveness (Goal 1). The revenue received from this transaction will help promote fiscal responsibility for the operation and maintenance of flood control facilities.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

The cost of the quitclaim of easement, in the amount of \$1,500, represents the LACFCD's minimum sales price. This amount has been paid and deposited into the Flood Control District Fund.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Parcel 46EXE is located along Santa Anita Wash, south of Duarte Road and west of 10th Avenue in the City of Monrovia.

The proposed quitclaim of easement is authorized by Section 2, Paragraph 13, of the Los Angeles County Flood Control Act. This Section provides as follows: "Said Los Angeles County Flood Control District is hereby declared to be a body corporate and politic, and as such shall have the power ... 13. To lease, sell or dispose of any property (or any interest therein) whenever in the judgment of said board of supervisors said property, or any interest therein or any part thereof, is no longer required for the purposes of said district, or may be leased for any purpose without interfering with the use of the same for the purposes of said district..."

The Quitclaim of Easement document has been approved by County Counsel as to form and will be recorded.

ENVIRONMENTAL DOCUMENTATION

This project is categorically exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Section 15312 of the CEQA Guidelines and Class 12 of the Environmental Reporting Procedures and Guidelines adopted by your Board on November 17, 1987. These

exemptions provide for the sale of surplus government property.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

This transaction will eliminate the need to maintain the property and reduce the cost of the LACFCD's expenses and potential liabilities.

CONCLUSION

Please return one adopted copy of this letter and the executed Quitclaim of Easement document to the Department of Public Works, Survey/Mapping & Property Management Division. Retain the duplicate for your files.

Respectfully submitted,

A handwritten signature in cursive script that reads "Gail Farber".

GAIL FARBER
Director

GF:SGS:hp

Enclosures

c: Auditor-Controller (Accounting Division - Asset
Management)
Chief Executive Office (Rita Robinson)
County Counsel
Executive Office

ORIGINAL

RECORDING REQUESTED BY
AND MAIL TO:

Mr. Ignacio Gutierrez
1831 10th Avenue
Monrovia, CA 91016-5326

Space Above This Line Reserved for Recorder's Use

Documentary Transfer Tax is \$
() computed on full value of property conveyed, or
() computed on full value less value of liens and
encumbrances remaining at time of sale
LOS ANGELES COUNTY FLOOD CONTROL DISTRICT
By _____

Assessor's Identification Number:
5780-018-026 (Portion)

QUITCLAIM OF EASEMENT

For a valuable consideration, receipt of which is hereby acknowledged, the LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, a body corporate and politic, does hereby remise, release, and forever quitclaim to IGNACIO GOMEZ GUTIERREZ JR., Trustee of the Gutierrez Family Trust dated August 4, 1993, as the sole and separate property Trust Estate of Ignacio Gomez Gutierrez Jr., all its right, title, and interest in and to that certain easement for flood control purposes acquired by Easement document recorded October 31, 1939, as Document No. 1238, in Book 17031, page 16, of Official Records, in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles, insofar and only insofar as said easement exists on the real property in the City of Monrovia, County of Los Angeles, State of California, described in Exhibit A attached hereto and by this reference made a part hereof.

Dated 4-19-11



LOS ANGELES COUNTY FLOOD CONTROL DISTRICT,
a body corporate and politic

By Mike Antonovich
Mayor, Board of Supervisors of the
Los Angeles County Flood Control District

(LACFCD-SEAL)

ATTEST:
SACHI A. HAMAI, Executive Officer
of the Board of Supervisors
of the County of Los Angeles

Benjamin Javala
Deputy

SANTA ANITA WASH 46EXE
36-RW 9.1
S.D.5 M0721026
Project ID: MPR0000080

DB:bw

P:CONF:QCDSANTAANITAWASH46EXE.DOC 81010 RVSD 111610

STATE OF CALIFORNIA)
) ss.
COUNTY OF LOS ANGELES)

On January 6, 1987, the Board of Supervisors for the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies, and authorities for which said Board so acts adopted a resolution pursuant to Section 25103 of the Government Code that authorized the use of facsimile signatures of the Mayor of the Board on all papers, documents, or instruments requiring the Mayor's signature.

The undersigned hereby certifies that on this 19th day of April, 2011, the facsimile signature of MIKE ANTONOVICH, Mayor of the Board of Supervisors of the LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, was affixed hereto as the official execution of this document. The undersigned further certifies that on this date a copy of the document was delivered to the Mayor of the Board of Supervisors of the LOS ANGELES COUNTY FLOOD CONTROL DISTRICT.

In witness whereof, I have also hereunto set my hand and affixed my official seal the day and year above written.



SACHI A. HAMAI, Executive Officer
of the Board of Supervisors
of the County of Los Angeles

By Benjamin Javala
Deputy

(LACFCD-SEAL)

APPROVED AS TO FORM

ANDREA SHERIDAN ORDIN
County Counsel

By Andrea Sheridan Ordin
Deputy

EXHIBIT A

SANTA ANITA WASH 46EXE

36-RW 9.1

A.I.N. 5780-018-026 (Portion)

T.G. 567 (F6)

I.M. 159-277

S.D. 5

M0721026

LEGAL DESCRIPTION

PARCEL NO. 46EXE (Quitclaim of a portion of easement):

That portion of that certain parcel of land in Lot 83, Tract No. 808, as shown on map recorded in Book 16, pages 82 and 83, of Maps, in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles, described in deed to LOS ANGELES COUNTY FLOOD CONTROL DISTRICT, recorded in Book 17031, page 16, of Official Records, in the office of said Registrar-Recorder/County Clerk, within the following described boundaries:

Beginning at the intersection of the southerly line of said Lot 83 and the curved easterly line of said certain parcel of land, said curved easterly line being concave to the west and having a radius of 2665 feet, a radial of said curved easterly line to said intersection bears North 85°34'45" East; thence northerly, along said curved easterly line, through a central angle of 1°37'00", an arc distance of 75.20 feet to the northerly line of that certain parcel of land described in deed to IGNACIO GOMEZ GUTIERREZ JR., TRUSTEE OF THE GUTIERREZ FAMILY TRUST DATED AUGUST 4, 1993, AS THE SOLE AND SEPARATE PROPERTY TRUST ESTATE OF IGNACIO GOMEZ GUTIERREZ JR., recorded on August 13, 1993, as Document No. 93-1581597, of said Official Records; thence South 88°54'35" West, along said northerly line, a distance of 29.37 feet to a point on a non-tangent curve concave to the west and having a radius of 2514 feet, a radial of said non-tangent curve to said last-mentioned point bears North 83°31'15" East; thence southerly, along said non-tangent curve, through a central angle of 1°42'53", an arc distance of 75.24 feet to said southerly line; thence North 88°54'35" East, along said southerly line, a distance of 28.85 feet to the point of beginning.

Containing: 2,182 ± square feet

